IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH MARCH 2007 / 22ND PHALGUNA 1928

Bail Appl..No. 1429 of 2007()

O.R. NO. 1/2007 OF AZHUTHA FOREST RANGE

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PETITIONERS/ACCUSED 4 & 5

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1. JAISON, S/O.THOMAS,
KOCHUPARAMBIL VEEDU, MURIKADY KARA,
PERIYAR VILLAGE.

2. ABDUL ASSEEZ, S/O CHAKKU HAJI,
PARAMANGADATHU VEEDU, VALILYADESAM,
VENGARA VILLAGE.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA REP.BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No. 1429 of 2007

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DATED: 13-03-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners who are accused Nos.4 and 5 in OR No. 1/2007 of Azhutha Forest Range for offences punishable under Secs.27 (1) (e) (iii) (iv) of the Kerala Forest Act for allegedly cutting and removing a teak tree from the reserve forest, seek their enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M-I, Peerumedu, and subject to the following conditions:

1. The petitioners shall report before the

Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. *The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.*

3. *The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.*

4. *The petitioners shall not commit any offence while on bail.*

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

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